



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: John B. Ohlrogge, *et al.*
Serial No.: 09/998,059
Filed: 11/30/01
Entitled: Plant Seed Specific Promoters

Group No.:
Examiner:

RESPONSE TO NOTICE TO FILE MISSING PARTS

U.S. Patent and Trademark Office
Box Sequence
P.O. Box 2327
Arlington, Virginia 22202

<p align="center">CERTIFICATE OF MAILING UNDER 37 CFR § 1.8(a)</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: U.S. Patent and Trademark Office, Box Sequence, P.O. Box 2327, Arlington, Virginia 22202, on July 12, 2002.</p> <p align="right">By: <u>Susan M. McClintock</u> Susan M. McClintock</p>
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Sir or Madam:

In response to the Notice To File Missing Parts Of Nonprovisional Application -- Filing Date Granted (Form PTO-1533) mailed **01/24/2002** (a copy of which is enclosed), applicants submit the following documents:

- ▶ Executed Declaration or Oath;
- ▶ An Assignment document for recording, whereby the subject application and the invention disclosed therein is assigned to The Board of Trustees Operating Michigan State University, 238 Administration Building, East Lansing, Michigan 48824-1046, and a Recordation Form Cover Sheet -- Patents Only (Form PTO-1595);
- ▶ Power of Attorney by Assignee;
- ▶ Preliminary Amendment and Response to Notice To File Missing Parts Mailed 01/24/02;
- ▶ Sequence Listing in paper copy and on a computer-readable diskette;
- ▶ Certificate re: Sequence Listing; and
- ▶ Petition for extension of time for filing within the fourth month.

A check in the amount of **\$825.00** is enclosed herewith to cover:

\$65.00 surcharge for filing missing parts of an application

\$40.00 recordation fee

\$720.00 for filing a four-month extension of time

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: July 12, 2002

Jaen Andrews

Jaen Andrews
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/998,059	11/30/2001	John B. Ohlrogge	MSU-06689

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CONFIRMATION NO. 5499

FORMALITIES LETTER



OC000000007351323

Date Mailed: 01/24/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/19/2002 KHARZI 00000053 09998059

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FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

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A copy of this notice MUST be returned with the reply.

S.B

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PART 2 - COPY TO BE RETURNED WITH RESPONSE